IN THE HIGH COURT OF JUDICATURE, ANDHRA PRADESH
AT HYDERABAD

(Special Original Jurisdiction)

WEDNESDAY, THE SECOND DAY OF FEBRUARY
TWO THOUSAND AND FIVE

PRESENT

THE HON'BLE MR JUSTICE R.SUBHASH REDDY

WRIT PETITION NO : 4050 of 1996

Between:

1 K. Venkata Satya Suryanarayana Raju S/o. Ramarraju,
R/o. Bhimavaram, W.G.Dist.
2 K. Sarada Devi W/o. Bangararaju,
R/o. Bhimavaram, W.G.Dist.
3 K. Sreedevi D/o. K. Venkata Satya Suryanarayanaraju
R/o. Bhimavaram, W.G.Dist.
4 P. Venkata Satya Suryanarayana Raju S/o. Kondaraju,
R/o. Bhimavaram, W.G.Dist.
5 P. Kondaraju S/o. Venkatarama Raju,
R/o. Bhimavaram, W.G.Dist.
6 P. Kamalavathi W/o. Kondaraju,
R/o. Bhimavaram, W.G.Dist.
7 K. Leela Usha Kumari W/o. K. Venkata Satya Suryanarayana Raju,
R/o. Bhimavaram, W.G.Dist.

..... PETITIONERS

AND

1 The District Collector,
Krishna at Machilipatnam.
2 The Revenue Divisional Officer,
Gudivada, Krishna Dist.
3 The Mandal Revenue Officer,
Mandavalli Mandal, Mandavalli, Krishna Dt.

.....RESPONDENTS

Petition under Article 226 of the Constitution of India praying that in the circumstances stated in the affidavit filed herein the High Court may be pleased to issue a Writ of Mandamus directing the respondents and their subordinates not to interfere with the right of the petitioners to maintain and continue the fish tanks in their respective lands situated in S.Nos.123/C, 123/2, 124/1, 124/2B, 140/2A, 140/2B and 4-B, 140/1, 140/2, and 140/2A, 143/1A, 1B, 1C, 142/1, 143/2, 2-A, and 2-B, 144/2, and 144/4, admeasuring of an extent of about Ac.40-00 of Kanukollu Village, Mandavalli Mandal, Krishna District and not to interfere with the repair work of the said fish tanks to be undertaken by the respective owners of the fish tank, by

declaring that the respondents have no jurisdiction to interfere with the maintenance of the fish tanks of the petitioners and that the action of the respondents and their subordinates in interfering with the repair work of the said fish tanks in highly arbitrary, discriminatory, contrary to law, and illegal and unsustainable.

Counsel for Petitioners: MR. C.RAMACHANDRA RAJU

Counsel for Respondents: GOVERNMENT PLEADER FOR REVENUE

The Court made the following:

ORDER:

It is represented by the learned Counsel for petitioners that the matter has become infructuous. Placing the said submission on record, the writ petition is dismissed as infructuous. No costs.

_____

R.SUBHASH REDDY, J

02nd February, 2005.

Ak

ASSISTANT REGISTRAR

// TRUE COPY //

SECTION OFFICER

To

1. The District Collector, Krishna at Machilipatnam.

2. The Revenue Divisional Officer, Gudivada, Krishna District.

3. The Mandal Revenue Officer, Mandavalli Mandal, Krishna District.

4. Two CCs to the Government Pleader for Revenue,

High Court Buildings, Hyderabad (O.U.T).

5. Two CD copies.